

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS**

IN RE:

JOHN CAMPANELLA

DEBTOR.

CHAPTER 13

CASE NO.: 16-82923

NOTICE OF ROUTINE MOTION

PLEASE TAKE NOTICE THAT on Friday March 31, 2017 **at 9:00 a.m.** I shall appear before the **Honorable Judge Thomas M Lynch, Courtroom 3100, U.S. Courthouse, 327 South Church Street, Rockford IL 61101**, or before any other Bankruptcy Judge who may be sitting in his place and shall present the **Routine Motion By Creditor, VCNA PRAIRIE, INC To Extend The Last Date To File Objections To Discharge Under 11 U.S.C. § 1328 and The Last Date To File Complaints Under 11 U.S.C. § 523 To Except Debt From Discharge** a copy of which is attached and served on you.

NOTE THAT THE PROPOSED ORDER APPENDED TO THIS MOTION MAY BE ENTERED BY THE JUDGE WITHOUT PRESENTMENT IN OPEN COURT UNLESS A PARTY IN INTEREST NOTIFIES THE JUDGE OF AN OBJECTION THERETO PURSUANT TO LOCAL RULE 9013-9(c)

Respectfully Submitted,
John J. O'Leary ARDC #3128102
WALTERS LEVINE, LLC

DATED: March 23, 2017

/S/ John J. O'Leary
John J. O'Leary Attorney For Creditor
VCNA PRAIRIE, INC.
ARDC #3128102
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CERTIFICATE OF SERVICE

I, John J. O'Leary, an attorney, state that the foregoing **Notice of Routine Motion By Creditor, VCNA PRAIRIE, INC To Extend The Last Date To File Objections To Discharge Under 11 U.S.C. § 1328 and The Last Date To File Complaints Under 11 U.S.C. § 523 To Except Debt From Discharge** was filed on March 23, 2017 and served upon all parties identified as Registrants on the Court's CM/EFC system, and are entitled to notice in this case.

/S/ John J. O'Leary
John J. O'Leary, ARDC #3128102

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**IN THE UNITED STATES BANKRUPTCY COURT
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IN RE:

JOHN CAMPANELLA

DEBTOR.

CHAPTER 13

CASE NO.: 16-82923

**ROUTINE MOTION BY CREDITOR, VCNA PRAIRIE, INC., INC TO EXTEND THE
LAST DATE TO FILE OBJECTIONS TO DISCHARGE UNDER 11 U.S.C. § 1328 AND
THE LAST DATE TO FILE COMPLAINTS UNDER 11 U.S.C. § 523 TO EXCEPT
DEBT FROM DISCHARGE**

NOW COMES Creditor, VCNA PRAIRIE, INC. by and through its attorneys, WALTERS LEVINE, LLC and moves the Court to enter an order extending the last date to file objections to discharge under 11 U.S.C. § 1328 and the last date to file complaints under 11 U.S.C. § 523 to except debt from discharge. In support of this motion, Creditor states as follows:

1. This is a core proceeding under 28 U.S.C §157(b)(2)(A) which this Court may hear and determine under Local Rule 9013-9(A)(5).
2. Movant is an unsecured creditor of the debtor.
3. Debtor is the owner of a business as a contractor and has primarily business debt.
4. Creditor, VCNA PRAIRIE, INC was a material supplier to Debtor and Debtor's company, CAMPANELLA SAND & GRAVEL INC and Debtor is the personal guarantor of the debt to VCNA PRAIRIE, INC.
5. The Debtor and Debtor's company failed to pay VCNA PRAIRIE, INC for the material it supplied to Debtor and his company from April 8, 2015 through February 29, 2016.

6. On December 16, 2016 (the "Petition Date"), Debtor filed his voluntary bankruptcy petition commencing this case under Chapter 13 of the Bankruptcy Code.

7. The last date for parties to file an objection to Debtor's bankruptcy discharge or a complaint objecting to the dischargeability of debt is March 27, 2017.

8. Debtors Chapter 13 plan has not been confirmed and there are objections pending to the plan.

9. The Debtor has been required to produce documents and submit to exam pursuant to Rule 2004 pursuant to motions filed by other secured creditors and the Debtor has not yet produced documents or submitted to the Rule 2004 exam. Creditor, VCNA Prairie, Inc has agreements with those other secured creditors to participate in that discovery.

10. Creditor VCNA PRAIRIE, INC needs additional time to complete the examination of the Debtor, and after completion of the production of the financial documents and examination of the Debtor, JOHN CAMPANELLA and to investigate and evaluate whether the Debtor has additional assets that were not disclosed in his petition and the value thereof and whether there is a basis to object to the discharge of the Debtor or to object to the discharge of his debt to VCNA Prairie, Inc.

11. Movant is requesting an extension of time to file objections to discharge under 11 U.S.C §1328 and for the filing of complaints under 11 U.S.C §523 to June 30, 2017.

WHEREFORE, Creditor, VCNA PRAIRIE, INC prays that this Honorable Court enter an order extending the last date to file objections to discharge under 11 U.S.C. § 1328 and the last date to file complaints under 11 U.S.C. § 523 to except debt from discharge through and including June 30, 2017 and granting such other and further relief as this Court deems just and appropriate.

Respectfully Submitted,
John J. O'Leary ARDC #3128102
WALTERS LEVINE, LLC

DATED: March 23, 2017

/S/ John J. O'Leary
John J. O'Leary Attorney For Creditor
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